

03 - 24-05

IPW/3738



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Jan Eirik Ellingsen *et al.*

Serial No.: 10/010,140

Filed: December 6, 2001

For: MEDICAL PROSTHETIC DEVICES AND IMPLANTS
HAVING IMPROVED BIOCOMPATIBILITY

Attorney Docket No.: AWZ-003

Group Art Unit: 3738

Examiner: David J. Isabella

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR WITHDRAWAL OF
ERRONEOUS NOTICE OF ABANDONMENT**

Dear Sir:

A Notice of Abandonment was mailed from the PTO on February 23, 2005, indicating that Applicants failed to timely file a reply to the Final Office Action mailed on January 23, 2004. Applicants filed an Amendment and Response, Request for Continued Examination and a concurrent Five-Month Extension of Time on February 22, 2005. Copies of the Express Mail Label and postcard, date-stamped by the PTO, are also enclosed to verify the submission.

It is respectfully requested that the erroneously-issued Notice of Abandonment be withdrawn and that the application be revived. If a telephone conversation with Applicants' Attorney would be useful, please call me at (617) 227-7400.

Respectfully submitted,

Cynthia M. Soroos
Registration No. 53,623
Attorney for Applicants

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
Tel. (617) 227-7400
Date: March 22, 2005



MAR 22 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/010140-Conf. #4761
		Filing Date	December 6, 2001
		First Named Inventor	Staale Petter LYNGSTADAAS
		Art Unit	3738
		Examiner Name	D. J. Isabella
Total Number of Pages in This Submission	3	Attorney Docket Number	AWZ-003

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Withdrawal of Erroneous Notice of Abandonment (1 page); Certificate of Express Mail (1 page); Copies of date-stamped Express Mail Receipt and return postcard (2 pages); Return Postcard
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
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<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

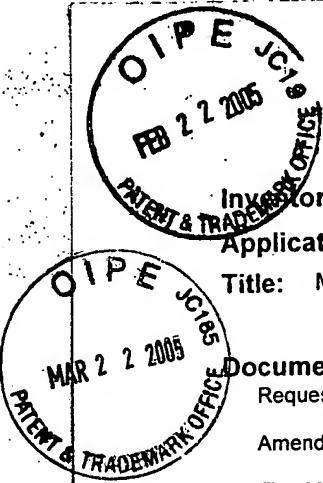
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Signature			
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Date	March 22, 2005	Reg. No.	53,623

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(Cynthia M. Soroos)



Atty Docket No.: AWZ-003RCE

Investor: Jan Eirik ELLINGSEN et al.

Application No.: 10/010140-Conf. #4761

Filing Date: December 6, 2001

Title: MEDICAL PROSTHETIC DEVICES AND IMPLANTS HAVING IMPROVED BIOCOMPATIBILITY

Documents Filed:

Request for Continued Examination Transmittal (1 page)

Amendment and Response (9 pages)

Five Month Request for Extension of Time Under 37 CFR 1.136(a) (1 page)

Fee Transmittal (1 page) in duplicate

Return Receipt Postcard

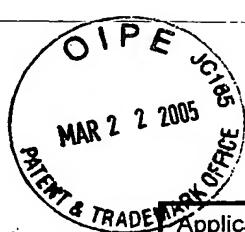
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Attorney Docket No.: AWZ-003

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